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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No. 6,805,629 )  
Issue Date: October 19, 2004 )  
Application No.: 09/661,163 )  
Filed: September 13, 2000 )

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OFFICE OF PETITIONS

March 20, 2009  
Sacramento, California 95814

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

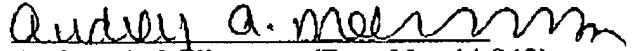
PETITION UNDER 37 C.F.R. §1.182 TO EXPEDITE CONCURRENTLY FILED  
PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF  
MAINTENANCE FEE

Dear Sir or Madam:

Pursuant to 37 C.F.R. §1.182, please expedite the handling of the Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in An Expired Patent filed concurrently.

Enclosed is a fee transmittal form authorizing the payment of the fee for this petition under 37 C.F.R. §1.17(f) to be paid from my firm's deposit account.

Dated: March 20, 2009

  
Audrey A. Millemann (Reg. No. 44,942)  
Weintraub Gensleia Chediak  
400 Capitol Mall, 11<sup>th</sup> Floor  
Sacramento, CA 95814  
(916) 558-6033

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF  
MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378 (c))**

Docket Number (Optional)

14023-pmf

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Mail to: Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Fax: (571) 273-8300

**MAR 31 2009**

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NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

Patent No. 6,805,629

Application Number 09/861,163

Issue Date October 19, 2004

Filing Date September 13, 2000

CAUTION: Maintenance fee (and surcharge, if any) payment must correctly identify: (1) the patent number (or reissue patent number, if a reissue) and (2) the application number of the actual U.S. application (or reissue application) leading to issuance of that patent to ensure the fee(s) is/are associated with the correct patent. 37 CFR 1.366(c) and (d).

Also complete the following information, if applicable

The above -- identified patent:

Is a reissue of original Patent No. \_\_\_\_\_ original issue date \_\_\_\_\_

original application number \_\_\_\_\_

original filing date \_\_\_\_\_

resulted from the entry into the U.S. under 35 U.S.C. 371 of international application \_\_\_\_\_

filed on \_\_\_\_\_

**Facsimile Transmission**

CERTIFICATE OF '37 CFR 1.89(a)'

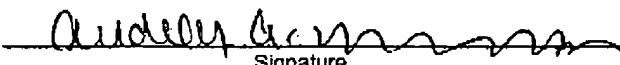
I hereby certify that this paper (\*along with any paper referred to as being attached or enclosed) is being

facsimile transmitted to the

U.S. Patent and Trademark Office on the date shown below.

March 20, 2009

Date

  
Signature

Audrey A. Millemann

Typed or Printed Name of Person Signing Certificate

03/27/2009 DILLEN 00000060 501176 6805629

01 FC:1599 2570.00 DA

[page 1 of 3]

This collection of information is required by 37 CFR 1.378(c). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

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## 1. SMALL ENTITY

 Patentee claims, or has previously claimed, small entity status. See 37 CFR 1.27.

## 2. LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

 Patentee is no longer entitled to small entity status. See 37 CFR 1.27(g)

## 3. MAINTENANCE FEE (37 CFR 1.20(e)-(g))

The appropriate maintenance fee must be submitted with this petition, unless it was paid earlier.

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## OFFICE OF PETITIONS

NOT Small Entity			Small Entity		
Amount	Fee	(Code)	Amount	Fee	(Code)
<input checked="" type="checkbox"/> \$ 930	3 ½ yr fee	(1551)	<input type="checkbox"/> \$ _____	3 ½ yr fee	(2551)
<input type="checkbox"/> \$ _____	7 ½ yr fee	(1552)	<input type="checkbox"/> \$ _____	7 ½ yr fee	(2552)
<input type="checkbox"/> \$ _____	11 ½ yr fee	(1553)	<input type="checkbox"/> \$ _____	11 ½ yr fee	(2553)

MAINTENANCE FEE BEING SUBMITTED \$ 930.00

## 4. SURCHARGE

The surcharge required by 37 CFR 1.20(i)(2) of \$ 1,640.00 (Fee Code 1558) must be paid as a condition of accepting unintentionally delayed payment of a maintenance fee.

SURCHARGE FEE BEING SUBMITTED \$ 1,640.00

## 5. MANNER OF PAYMENT

 Enclosed is a check for the sum of \$ \_\_\_\_\_ Please charge Deposit Account No. 501176 the sum of \$ 2,570.00 Payment by credit card. Form PTO-2038 is attached.

## 6. AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY

 The Director is hereby authorized to charge any maintenance fee, surcharge or petition deficiency to Deposit Account No. 501176

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PAGE 07/12

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## 7. OVERPAYMENT

As to any overpayment made please

OR

 Credit to Deposit Account No. 501176 Send refund check

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## WARNING:

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## 8. STATEMENT

The delay in payment of the maintenance fee to this patent was unintentional.

## 9. PETITIONER(S) REQUEST THAT THE DELAYED PAYMENT OF THE MAINTENANCE FEE BE ACCEPTED AND THE PATENT REINSTATED

Audrey A. Millermann

Signature(s) of Petitioner(s)

March 20, 2009

Date

Audrey A. Millermann

Typed or printed name(s)

44,942

Registration Number, if applicable

(916) 558-6033

Telephone Number

Weintraub Gensleia Chediak, 400 Capitol Mall, 11th Floor

Address

Sacramento, CA 95814

Address

37 CFR 1.378(d) states: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest."

## ENCLOSURES



Maintenance Fee Payment



Surcharge under 37 CFR 1.20(i)(2) (fee for filing the maintenance fee petition)



Maintenance Fee Transmittal Form

[Page 3 of 3]

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**MAR 20 2009**

PTO/SB/88 (09-09)

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**PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378 (d))** RECEIVED  
Docket Number (Optional)  
200923-prmf

Mail to: Mail Stop Petition  
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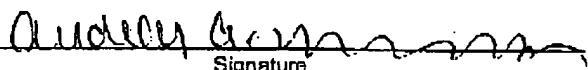
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Audrey A. Millermann

Typed or Printed Name of Person Signing Certificate

[page 1 of 3]

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**MAR 3 1 2009****3. MAINTENANCE FEE (37 CFR 1.20(e)-(g))****OFFICE OF PETITIONS**

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**ENCLOSURES**

- Maintenance Fee Payment
- Surcharge under 37 CFR 1.20(i)(2) (fee for filing the maintenance fee petition)
- Maintenance Fee Transmittal Form